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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

INCOME TAX APPEAL NO.1036 OF 2004

The Commissioner of Income Tax ... Appellant

Versus

M/s. Vaipa Pharmaceuticals P. Ltd. Respondent

Mr. R. Ashokan for the Appellant.

CORAM: F.I. REBELLO &
J.P. DEVADHAR, JJ.
DATED: SEPTEMBER 18, 2007

P.C.:

. As the tax incidence is less than Rs. 4 lakhs, the learned counsel seeks leave to withdraw the appeal. Appeal dismissed as withdrawn. The issue of law, if any, is kept open for consideration in appropriate case. Refund of court fees as per rules. C.C. expedited.

(J.P. DEVADHAR, J.) **(F.I.REBELLO, J.)**